

Entered - 06/22/00 - sb
CL00L0398 - DIANNE C. MITCHELL
00-R-1348

CLAIM OF: STATE FARM INSURANCE
COMPANIES AS SUBROGEE
OF ROBERT M. CALLNER
11350 Johns Creek Parkway
Duluth, Georgia 30098-0001

For damages alleged to have been sustained as a
result of a vehicular accident on January 4, 2000
at 551 10th Street.

BY PUBLIC SAFETY AND LEGAL
ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of
Atlanta that the action of the Department of Law
be approved in authorizing payment to STATE
FARM INSURANCE COMPANIES AS
SUBROGEE OF ROBERT M. CALLNER the
sum of \$712.06 in full settlement and satisfaction
of all claims, past, present and future, of every
kind and character for damages alleged to have
been sustained as a result of a vehicular accident
on January 4, 2000 at 551 10th Street as is more
particularly set forth in the within claim; said sum
taken from and charged to account
1A01/529017/T31001, Settlement of Suits and
Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD
CITY ATTORNEY

BY: *Rosalind Rubens New*
ROSALIND RUBENS NEW
DEPUTY CITY ATTORNEY

SEP 18 2000

COUNCIL

FAVORABLE RECOMM.
COM. *Public Safety*

DATE

9/12/00

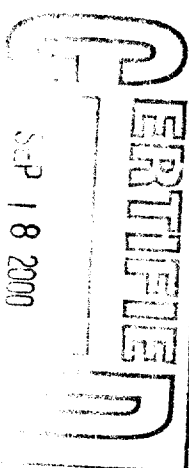
CH. *C. T. Mendenhall*

Michael J. ...

Spring ...

for ...

for ...

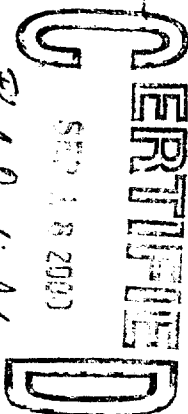


SEP 18 2000

APPROVED

SEP 27 2000

WITHOUT SIGNATURE
BY OPERATION OF LAW



SEP 18 2000

Rosalind Rubens New
MUNICIPAL CLERK



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

00-R-1348

A RESOLUTION

**BY PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE**

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **State Farm Insurance Companies as subrogee of Robert M. Callner** in the sum of **\$712.06** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as a result of **a vehicular accident on January 4, 2000 at 551 10th Street** as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,


Deputy Municipal Clerk

**ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403**

September 18, 2000

September 27, 2000

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0398

Date: July 27, 2000

Claimant/Victim STATE FARM INSURANCE COMPANIES AS SUBROGEE OF ROBERT M. CALLNER
BY: (Atty) _____

Address: 11350 Johns Creek Parkway, Duluth, Georgia 30098-0001

Subrogation: X Claim for Property damage \$ 712.06 Bodily Injury \$ _____

Date of Notice: 06/21/00 Method: Written, proper X Improper _____

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 01/04/00 Place: 551 10th Street

Department Police Division: _____

Employee involved David John McGinnis, Jr. Disciplinary Action: Oral Admonishment

NATURE OF CLAIM: The driver of the City vehicle was following too closely and rear-ended the claimant's vehicle causing damages in the above amount.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____

Pictures _____ Diagrams _____ Reports: Police X Dept Report _____ Other _____

Traffic citations issued: City Driver _____ Claimant Driver _____

Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____

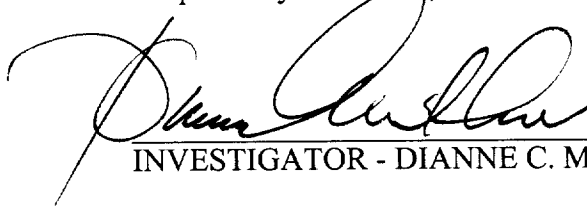
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable X

City not involved _____ Offer rejected _____ Compromise settlement _____

Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____

Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,



INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ 712.06 Adverse _____ Account charged: 1A01 X 2J01 _____ 2H01 _____

Claims Manager: [Signature] Concur/date 07-27-00

Committee Action: _____ Council Action _____

State Farm Insurance Companies



Jordan
06/21/00
Oh

Auto Claim Central - Subrogation U
11350 Johns Creek Parkway
Duluth, GA 30098-0001

June 19, 2000

ENTERED - 6-22-00 - SB
00L0398 - DOBBS JORDAN

City of Atlanta - Police Dept.

68 Mitchell Street Ste. 4100
Atlanta, GA 30335

RE: Our Claim Number: 11-3404-801
Our Insured: Robert M. Callner
Date of Loss: January 4, 2000
Total Amount of Loss: \$712.06
Our Payment: \$413.11
Insured's Payment: \$298.95
Your File Number: UNKNOWN
Your Policy Number: UNKNOWN
Your Insured:

Driver of Your Vehicle: David McGinnis

SUBROGATION CLAIM

We have been informed that you are the insurance carrier for the party designated as your insured in the caption of this letter.

Our investigation establishes that your insured was responsible for the damage to our policyholder's vehicle as a result of the accident on the date indicated.

Please accept this letter as a notice of our subrogation rights and communicate with us in regard to your position in the matter.

If you have any questions, please call us at the number below between the hours of 7:00 A.M. and 5:00 P.M. Monday through Friday. Whenever you call, anyone on our team will be available to assist you.

Sincerely,

Adrienne Burney, Team 13

Claim Expediter

(770) 418-5744

State Farm Mutual Automobile Insurance Company

GENERAL RELEASE AND INDEMNIFICATION

CLAIM NUMBER 00L0398

\$ 712.06

IN CONSIDERATION of the sum of SEVEN HUNDRED TWELVE AND 06/100
 DOLLARS, to be paid to me by the CITY OF ATLANTA, the future receipt of which is hereby
acknowledged, I do hereby, for myself, my heirs, executors, administrators, and assigns, release and forever
discharge said City, its officers and employees, including but not limited to David John McGinnis, Jr., from any
and all claims, demands, actions, causes of action, suits, damages, loss and expenses, of whatsoever kind or nature
for or on account of anything that has heretofore occurred, and particularly for or on account of a vehicular accident


which occurred on or about the 4th day of January, 2000

at or near 551 10th Street

It is further understood and agreed that the payment of the above named sum is not to be considered as an
admission on the part of the City, its officers, agents, servants or employees, of any liability whatsoever and the
undersigned further covenants and agrees to indemnify and hold harmless the City of Atlanta, its officers, agents,
servants and employees, from any and all claims, damages or costs which the said City of Atlanta, its officers,
agents, servants and employees, may be called upon to make as a result of the event hereinbefore referred to.

And I now state that the only consideration for my signing this release and indemnification is the payment
of the sum stated above; that no other promise or agreement of any kind or nature has been made to or with me by
said City or its agents to cause me to sign this release, and that I fully understand the meaning and intent of this
instrument.

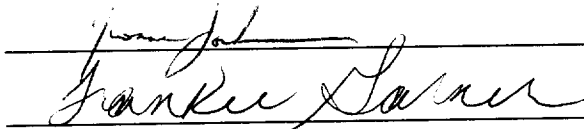
WITNESS my hand and seal this 31 day of July, 2000.



STATE FARM INSURANCE COMPANIES
AS SUBROGEE OF ROBERT M. CALLNER (LS)

The above release was read and explained to, and signed by the said _____

_____ in our presence on the date above written.



WITNESSES

RCS# 2218
9/18/00
2:15 PM

Atlanta City Council

Regular Session

CONSENT

PAGES: 1-19

ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 1

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

Y McCarty
Y Starnes
Y Bond
Y Winslow
Y Dorsey
NV Wooldard
Y Morris
Y Muller

Y Moore
B Martin
Y Maddox
Y Boazman

Y Thomas
Y Emmons
Y Alexander
NV Pitts

ITEM (S) REMOVED FROM
CONSENT AGENDA
00-R-1321
00-R-1322
00-R-1388
00-O-1435

CORRECTED COPY

CONSENT

		09/18/00 Council Meeting
ITEMS ADOPTED ON CONSENT AGENDA		ITEMS ADVERSED ON CONSENT AGENDA
1. 00-O-1234 2. 00-O-1007 3. 00-O-1015 4. 00-O-1427 5. 00-O-1429 6. 00-O-1432 7. 00-R-1387 8. 00-R-1392 9. 00-R-1395 10. 00-R-1452 11. 00-R-1340 12. 00-R-1323 13. 00-R-1433 14. 00-R-0560 15. 00-R-0561 16. 00-R-1454 17. 00-R-1299 18. 00-R-1308 19. 00-R-1334 20. 00-R-1335 21. 00-R-1338 22. 00-R-1394 23. 00-R-1331 24. 00-R-1330 25. 00-R-1332 26. 00-R-1333 27. 00-R-1337 28. 00-R-1339 29. 00-R-1419 30. 00-R-1426 31. 00-R-1342 32. 00-R-1343 33. 00-R-1344 34. 00-R-1345 35. 00-R-1346 36. 00-R-1347 37. 00-R-1348 38. 00-R-1349 39. 00-R-1350 40. 00-R-1351	41. 00-R-1352 42. 00-R-1353 43. 00-R-1397 44. 00-R-1398 45. 00-R-1399 46. 00-R-1400 47. 00-R-1401 48. 00-R-1402 49. 00-R-1403 50. 00-R-1404	51. 00-R-1357 52. 00-R-1358 53. 00-R-1359 54. 00-R-1360 55. 00-R-1362 56. 00-R-1363 57. 00-R-1364 58. 00-R-1365 59. 00-R-1366 60. 00-R-1367 61. 00-R-1368 62. 00-R-1369 63. 00-R-1370 64. 00-R-1371 65. 00-R-1372 66. 00-R-1373 67. 00-R-1374 68. 00-R-1375 69. 00-R-1376 70. 00-R-1377 71. 00-R-1378 72. 00-R-1379 73. 00-R-1380 74. 00-R-1381 75. 00-R-1382 76. 00-R-1383 77. 00-R-1384 78. 00-R-1385 79. 00-R-1386 80. 00-R-1405 81. 00-R-1406 82. 00-R-1407 83. 00-R-1408 84. 00-R-1409 85. 00-R-1410 86. 00-R-1411 87. 00-R-1412 88. 00-R-1413